FORM PTO-1390 (REV. 7-20/5)

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

## TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) **CONCERNING A SUBMISSION UNDER 35 U.S.C. 371**

ATTORNEY'S DOCKET NUMBER

P/4043-258

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

INTERNATIONAL APPLICATION NO

PCT/ES2004/000361

INTERNATIONAL FILING DATE 4 August 2004

PRIORITY DATE CLAIMED

4 August 2003

TITLE OF INVENTION

## COMPOUNDS FOR THE TREATMENT OF DEMYELINATING AND AUTOIMMUNE DISEASES

APPLICANT(S) FOR DO/EO/US

#### Carlos MATUTE ALMAU et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- 1. [X] This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.
- 2. [ ] This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.
- 3. [X] This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
- 4. [X] The US has been elected (Article 31).
- 5. [X] A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. [ ] is attached hereto (required only if not communicated by the International Bureau).
  - b. [X] has been communicated by the International Bureau.
  - c. [ ] is not required, as the application was filed in the United States Receiving Office (RO/US).
- 6. [X] An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. [X] is attached hereto.
  - b. [ ] has been previously submitted under 35 U.S.C. 154(d)(4).
- 7. [ ] Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. [ ] are attached hereto (required only if not communicated by the International Bureau).
  - b. [ ] have been communicated by the International Bureau.
  - c. [ ] have not been made; however, the time limit for making such amendments has NOT expired.
  - d. [ ] have not been made and will not be made.
- 8. [ ] An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
- 9. [X] An executed oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
- 10. [X] An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

### Items 11 to 20 below concern other document(s) or information included:

- 11. [ ] An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
- 12. [X] An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
- 13. [ ] A preliminary amendment.
- 14. [ ] An Application Data Sheet under 37 CFR 1.76
- 15. [ ] A substitute specification.
- 16. A power of attorney and/or change of address letter.
- 17. [ ] A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.
- 18. [ ] A second copy of the published International Application under 35 U.S.C. 154(d)(4).
- 19. [ ] A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).

**EXPRESS MAIL CERTIFICATE** 

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee (mail label #EV343679155US) in an envelope addressed to: Mail Stop PGT, Commissioner for Patents, P.O. Box.1450, Alexandria, VA 223131450, on February 3, 2006:

**Dorothy Jenkins** 

Name of Person Mailing Correspondence

February 3, 2006 Date of Signature

# WZOROS'OFCT/FTO 03 FEB 2006

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)			INTERNATIONAL APPLICATION NO. PCT/ES2004/000361			ATTORNEY'S DOCKET NUMBER P/4043-258			
20. [X] 9 Shee			Form: postcar	rd; Copy of 1st page o	f publ	ication;			
International Search Report, PTO-1449 with 8 References, English Translations to the									
IPER Claims.		1			-			Ι	
The following fees have been submitted 21. [X] Basic national fee (37 CFR 1.492(a))\$300							CALCULATION	PTO USE ONLY	
							\$300.00 \$200.00		
22. [X] Examination fee (37 CFR 1.492(c))  If the written opinion prepared by ISA/US or the international preliminary									
Examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)\$0									
All other situations\$200									
23. [X] Search fee (37 CFR 1.492(b))									
If the written opinion of the ISA/US or the international preliminary examination									
Report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)									
PCT Article 33(1)-(4)									
to the USPTO as an International Searching Authority\$100									
International Search Report prepared by an ISA other than the US and provided									
to the Office or previously communicated to the US by the IB\$400									
All other situations\$500							\$900.00		
TOTAL OF 21, 22 and 23 =									
Additional fee for specification and drawings filed in paper over 100 sheets									
(excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50									
sheets of paper or fraction thereof.									
Total Sheets	Extra	sheets Number of each additional 50 or RATE							
í		<u> </u>	fraction ther	eof (round up to a whole nu	mber)				
•					x \$250				
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).							\$		
CLAIMS			BER FILED NUMBER EXTRA		RATE		\$		
Total Claims		6 - 20 =			x \$ 50		\$	(	
Independent Claims			3 - 3 =		x \$200		\$		
MULTIPLE DEPENDENT CLAIM(S) (if applicable) + \$360							\$		
TOTAL OF ABOVE CALCULATIONS =									
[X] Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½.									
SUBTOTAL =							\$450.00		
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).							\$		
TOTAL NATIONAL FEE =							\$450.00		
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be								\$40.00	
accompanied by the appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property + TOTAL FEES ENCLOSED =							\$490.00		
							Amount to be	\$	
						refunded: Amount to be	\$		
							charged:		

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<ul> <li>a. [X] A check (check number ) in the amount of \$490.00 to cover the above fees is enclosed.</li> <li>b. [ ] Please charge my Deposit Account No. 15-0700 in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed.</li> <li>c. [X] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 15-0700. A duplicate copy of this sheet is enclosed.</li> <li>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be</li> </ul>					
filed and granted to restore the International Application to pending status.					
SEND ALL CORRESPONDENCE TO:	Mod a Farley				
Mark A. Farley, Esq.	SIGNATURE				
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OSTROLENK, FABER, GERB & SOFFEN, LLP					
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Telephone: (212) 382-0700	33,170 REGISTRATION NUMBER				
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